



ARIZONA HOUSE OF REPRESENTATIVES

Fifty-sixth Legislature
First Regular Session

House: APPROP DP 10-5-0-0

HB 2826: health boards; AHCCCS; continuation.

Sponsor: Representative Livingston, LD 28

House Engrossed

Overview

Continues the Arizona Health Care Cost Containment System and various health regulatory boards.

History

Arizona Health Care Cost Containment System (AHCCCS)

[Laws 1981, Fourth Special Session, Chapter 1](#), effective 1982, established AHCCCS to administer Arizona's Medicaid program. AHCCCS operates under an integrated managed care model, through a Research and Demonstration 1115 Waiver pursuant to [Section 1115](#) of the Social Security Act. AHCCCS is a federal health care program, jointly funded by the federal and state government, that contracts with health plans for the delivery of health care services to low-income individuals, children and families who qualify for Medicaid and other assistance programs. Members must meet certain financial and non-financial requirements to be eligible for AHCCCS.

Contracted health plans provide services to enrolled members and receive a fixed monthly amount or capitation payment for each enrolled member. AHCCCS enrolled members receive a full range of medical services under the following categories: 1) inpatient and outpatient services; 2) long term care services; and 3) behavioral health services (A.R.S. §§ [36-2901](#), [36-2904](#), [36-2907](#), [36-2932](#) and [36-3403](#)).

The Director of AHCCCS is appointed by the Governor and confirmed by the Senate ([A.R.S. § 36-2902](#)). AHCCCS terminates on July 1, 2023, unless legislation is enacted for its continuation ([A.R.S. § 41-3023.01](#)).

Arizona State Board of Dental Examiners (BODEX)

The BODEX was established in 1913 to regulate and license dental professionals, including dentists, dental hygienists, dental consultants, dental therapists, denturists, and dental assistants. Its [mission](#) is to provide professional, courteous service and information to the dental profession and the public through examination, licensure, complaint adjudication and enforcement processes to protect the oral health, safety and welfare of Arizona citizens. BODEX reviews complaints, investigates allegations and takes disciplinary action for violations of law (A.R.S. §§ [32-1203](#), [32-1207](#), [32-1233](#), [32-1234](#), [32-1261](#), [32-1276.01](#), [32-1284](#) and [32-1295](#)).

BODEX consists of 11 members appointed by the Governor to serve four-year terms: 1) six licensed dentists; 2) two licensed dental hygienists; 3) two public members; and 4) one business entity member ([A.R.S. § 32-1203](#)). BODEX terminates on July 1, 2023, unless legislation is enacted for its continuation ([A.R.S. § 41-3023.07](#)).

Arizona State Board of Massage Therapy (ABMT)

Established in 2003, ABMT licenses and regulates massage therapists who specialize in the wellness, relaxation, stress reduction, pain relief, postural improvement or therapeutic benefits of

the public. Its mission is to protect the health, safety and welfare of Arizona citizens by regulating and maintaining the standards of the massage therapy profession. ABMT evaluates the professional competency of massage therapists and promotes continued competency and fitness by investigating complaints, holding hearings, monitoring the activities of its licensees, providing information to the public and enforcing the standards of practice for the massage therapy profession as set forth by law (A.R.S. §§ [32-4201](#), [32-4203](#), [32-4222](#), [32-4225](#), [32-4253](#), [32-4254](#) and [32-4259](#)).

ABMT consists of five members, three public members and two massage therapists all appointed by the Governor to five-year terms ([A.R.S. § 32-4202](#)).

ABMT terminates on July 1, 2023, unless legislation is enacted for its continuation ([A.R.S. § 41-3023.10](#)).

Arizona Naturopathic Physicians Medical Board (NPMB)

NPMB was created in 1935 to protect the public through regulation of the practice of naturopathic medicine. NPMB responsibilities include: 1) issuing licenses and certificates to qualified applicants; 2) investigating and resolving complaints; 3) adopting rules relating to naturopathic training and education programs; 4) regulating naturopathic medical students and naturopathic medical assistants; and 5) providing information to the public about licensees and certificate holders (A.R.S. §§ [32-1504](#), [32-1524](#), [32-1551](#), [32-1555](#) and [32-1559](#)).

NPMB consists of seven members, four naturopathic physicians and three public members who are appointed by the Governor for five-year terms (A.R.S. § [32-1502](#)).

NPMB terminates on July 1, 2023, unless legislation is enacted for its continuation (A.R.S. § [41-3023.05](#)).

Arizona State Board of Optometry (SBO)

SBO was created in 1907 to protect the health, safety and welfare of Arizona citizens by licensing and regulating optometrists. It accomplishes this by: 1) issuing licenses to qualified applicants to practice optometry; 2) investigating and adjudicating complaints against licensees; 3) adopting rules used to approve continuing education programs for licensees to maintain competency; and 4) providing information about licensees to the public, including disciplinary and nondisciplinary histories (A.R.S. §§ [32-1704](#), [32-1722](#), [32-1742](#) and [32-1744](#)).

SBO consists of seven members, five optometrists and two public members, who are appointed by the Governor to serve four-year terms (A.R.S. § [32-1702](#)).

SBO terminates on July 1, 2023, unless legislation is enacted for its continuation (A.R.S. § [41-3023.08](#)).

Senate Health and Human Services and House Health & Human Services Committees of Reference (COR)

The COR met jointly on January 12, 2023, to review the performance audits and sunset reviews conducted by the Auditor General, evaluate the agencies response to the sunset factors and receive public testimony. The COR recommended that BODEX and ABMT be continued for two years and that AHCCCS, NPMB and SBO be continued for six years. Additional recommendations were also adopted for each agency and can be found in their COR reports located [here](#).

Provisions

1. Continues, retroactive to July 1, 2023, the following agencies until July 1, 2025:
 - a) BODEX; and

<input type="checkbox"/> Prop 105 (45 votes)	<input type="checkbox"/> Prop 108 (40 votes)	<input type="checkbox"/> Emergency (40 votes)	<input type="checkbox"/> Fiscal Note
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- b) ABMT. (Sec. 2, 8)
- 2. Continues, retroactive to July 1, 2023, the following agencies until July 1, 2029:
 - a) AHCCCS
 - b) NPMB; and
 - c) SBO. (Sec. 2, 8)
- 3. Repeals:
 - a) BODEX and ABMT on January 1, 2026; and
 - b) AHCCCS, NPMB and SBO on January 1, 2030. (Sec. 2)
- 4. Includes a purpose statement for AHCCCS, BODEX, AMDT, NPMB and SBO. (Sec. 3-7)

Prop 105 (45 votes) Prop 108 (40 votes) Emergency (40 votes) Fiscal Note